Bayer CropScience



Document Processing Desk
Office of Pesticide Programs (7505P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

ATTENTION: Pollinator Fast-Track Amendment

Subject: Premise 0.5 SC, EPA Reg. No. 432-1362

Request for Amendment of the Terms and Conditions of Registration

and Voluntary Cancellation.

Dear Ms. Eagle,

In accordance with section 6(f) of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), BCS respectfully requests that EPA amend the subject registration, to add the following terms and conditions:

1. Pursuant to FIFRA section 6(f), BCS respectfully requests voluntary cancellation of the subject product, and that such voluntary cancellation becomes effective January 31, 2014

- 2. BCS respectfully requests the following provisions for manufacture, sale, distribution, and use of affected products;
 - a. Bayer may manufacture, sell and distribute such affected products until January 31, 2014.
 - b. Existing stocks of the product may be sold, distributed and used by persons other than the registrant until existing stocks have been exhausted, provided that such sale, distribution, and use complies with the EPA-approved label and labeling of the product.
 - c. Any subject product manufactured by BCS after the effective date of cancellation is not included within the definition of permitted existing stocks. In order to avoid misbranding under FIFRA section 2(q)(1)(H) any product manufactured after its effective dates of cancellation must include the following statement on their product labels: "Not Registered for Use in the United States of America."
- 3. Bayer CropScience irrevocably agrees that any failure to comply with any of the conditions of registration set forth in this letter shall be grounds for cancellation of the affected registrations under FIFRA section 6(e), and that the only issue for resolution in any hearing pursuant to FIFRA section 6(e) shall be whether the particular conditions were satisfied. The Registrant retains the right to contest in any cancellation proceeding under FIFRA section 6(e) whether the Registrant in fact failed to comply with any of the conditions of registration set forth in this letter.

25 September 2013

Bayer CropScience P.O. Box 12014 2 T.W. Alexander Drive Research Triangle Park, NC 27709

Tel. 919 549-2421 Fax. 919-549-3969 The Section 3 registration affected by this amendment to the terms and conditions of registration is listed in the following table:

EPA Reg. No.	Product Name
432-1362	Premise 0.5 SC

This letter constitutes the irrevocable acceptance by Bayer of each of these terms and conditions and agreement that each of the terms and conditions set forth in this letter shall be effective immediately upon their approval in writing by the Agency.

We request that EPA waive the 180 day public comment period.

If you have any question, please contact me either by telephone at 919-549-2421 or email at jan.brill@bayer.com

Sincerely,

Mr. Jan Brill

Manager, Registration

Email; jan.brill@bayer.com

Please read instructions on reverse befo	re completing form.			F	orm Approved, OMB No. 2070-0060			
	United State	es	☐ Registr	ation	OPP Identifier Number			
EPA Env	ction Agenc	_						
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			Other:					
	Applic		esticide - Section	<u> </u>	10.10			
1. Company/Product Number 432-1332		2. EPA Venus	Product Manager		Proposed Classification			
4. Company/Product (Name)			Lagie	1 — —				
Premise 75 Insecticide		PM# 1		None Restricted				
5. Name and Address of Applicant (Include ZIP Code)			6. Expedited Review. In accordance with FIFRA Section 3(c)(3)					
Bayer CropScience		(b)(l),	(b)(l), my product is similar or identical in composition and labeling					
2 T.W. Alexander Dr.		to:						
Research Triangle Park, NC	27709	EPA R	EPA Reg. No					
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Resubmission in response to A	gency letter dated		"Me Too" Applica	tion				
Notification - Explain below.			Other - Explain b					
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Material This Product Will Be Page	kaged In:							
Child-Resistant Packaging	Unit Packaging		Water Soluble Pack	aging	Type of Container			
Yes*	∐ Yes		Yes		Metal			
∐ No	No If "Yes"	Na	No If "Yes"	NI	Plastic			
***	Unit Packaging wgt	No. per container	Package wgt.	No. per container	Glass			
*Certification must	0 0 0				Paper			
be submitted	tion 4 Size	(s) Retail Contain	nor	5 Location	Other (Specifiy) of Label Directions			
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Name Jan Brill		Title	Manager, Registrations		Telephone No. (Include Area Code)			
Jan Bim			manager, Registrations		919/549-2421			
Certification					6. Date Application			
I certify that the statements I have m				Received				
acknowledge that any knowingly false or misleading statement may under applicable law.			nable by fine or imprisor	iment or both	(Stamped)			
2. Signature	, -	3. Title			_			
Jan Mr		Manager, Registrati						
4. Typed Name		5. Date			_			
Jan Brill	J. 2410	25 September 2013						

Premise 75 Insecticide EPA Reg. No. 432-1332 25 September 2013

Section II Explanation – Continued

Bayer CropScience is submitting an amendment application for the subject product to remove the foliar treatment directions that would require the new pollinator protection labeling as outlined in the August 15, 2013 Letter to Registrants. Proposed changes to the label include the following;

1. On page 9, in the "For control of ants in houses and other structures" section, we added "non-flowering" in front of "ground cover", and deleted "Apply to flower, shrub, or ornamental plant beds adjacent to the structure where ants may find food or forage."

Please read instructions on reverse befo	re completing form.			F	orm Approved, OMB No. 2070-0060			
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			Other:					
	Applic		esticide - Section	<u> </u>				
1. Company/Product Number 432-1331		2. EPA Venus	Product Manager		Proposed Classification			
4. Company/Product (Name)			Lagie	1 — —				
Premise 2 Insecticide		PM# 1		None Restricted				
5. Name and Address of Applicant (Include ZIP Code)		6. Exp	6. Expedited Review. In accordance with FIFRA Section 3(c)(3)					
Bayer CropScience		(b)(l),	(b)(l), my product is similar or identical in composition and labeling					
2 T.W. Alexander Dr.		to:						
Research Triangle Park, NC	27709	EPA R	EPA Reg. No					
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		Section	on - III					
Material This Product Will Be Page	kaged In:							
Child-Resistant Packaging	Unit Packaging		Water Soluble Pack	aging	Type of Container			
Yes*	∐ Yes		Yes		∐ Metal			
∐ No	No If "Yes"	Na	No No	NI	Plastic			
***	Unit Packaging wgt	No. per container	If "Yes" Package wgt.	No. per container	Glass			
*Certification must	0 0 0				Paper			
be submitted	tion / Sizo	(s) Retail Contai	nor	5 Location	Other (Specifiy) of Label Directions			
3. Location of Net Contents Information 4. Size(s) R Label Container			liei	On Lab				
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Contact Point (Complete items die	rectly below for identifica		to be contacted, if nece	ssary, to proces				
Name Jan Brill		Title	Manager, Registrations		Telephone No. (Include Area Code)			
Jan Bim			Manager, Registrations		919/549-2421			
Certification					6. Date Application			
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Jan Mr		Manager, Registrati						
4. Typed Name		5. Date			_			
Jan Brill	o. Dato	25 September 2013						

Premise 2 Insecticide EPA Reg. No. 432-1331 25 September 2013

Section II Explanation – Continued

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1. On page 9, in the "For control of ants in houses and other structures" section, we added "non-flowering" in front of "ground cover", and deleted "Apply to flower, shrub, or ornamental plant beds adjacent to the structure where ants may find food or forage."

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Application for Pesticide - Section I						
1. Company/Product Number 2. EPA Product Manager 3. Proposed Classification 2. The Product Manager 2. EPA Product Manager 3. Proposed Classification 2. EPA Product Manager 3. EPA Product Manage	ation					
432-1483 Venus Eagle 4. Company/Product (Name) PM#						
Temprid SC Insecticide None Re	estricted					
5. Name and Address of Applicant (Include ZIP Code) 6. Expedited Review. In accordance with FIFRA Section 3(o	c)(3)					
Bayer CropScience (b)(l), my product is similar or identical in composition and lab	(b)(l), my product is similar or identical in composition and labeling					
2 T.W. Alexander Dr. to:						
Research Triangle Park, NC 27709 EPA Reg. No	EPA Reg. No					
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Amendment – Explain below.						
Resubmission in response to Agency letter dated "Me Too" Application						
Notification - Explain below.						
Explanation: Use additional page(s) if necessary. (For Section I and Section II.)						
Fast Track Amendment; Fee amount due = \$0						
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Section - III 1. Material This Product Will Be Packaged In: Child-Resistant Packaging Unit Packaging Yes* Metal No If "Yes" No. per Unit Packaging Water Soluble Packaging Yes Glass *Certification must be submitted No. per Unit Packaging Water Soluble Packaging Plastic If "Yes" No. per Package wgt. Container Package wgt. Container Paper Dother (Specifiy) 3. Location of Net Contents Information Label Container Container Paper Jude Stenciled 6. Manner in Which Label is Affixed to Product Lithograph Paper glued Stenciled Section - IV 1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application)						
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Temprid SC Insecticide EPA Reg. No. 432-1483 25 September 2013

Section II Explanation – Continued

Bayer CropScience is submitting an amendment application for the subject product to remove the foliar treatment directions that would require the new pollinator protection labeling as outlined in the August 15, 2013 Letter to Registrants. Proposed changes to the label include the following;

- 1. On page 1, in the Environmental Hazards section, we changed "visiting" to "foraging" as per EPA preference stated in the Letter to Registrants
- 2. On page 2, in the Product Facts box, we deleted "No phytotoxicity on a wide range of ornamentals"
- 3. On page 2, under Where To Apply, we deleted "On established landscape ornamentals around residential and commercial properties."
- 4. On page 2, under How to Apply, we deleted "Foliar application to established landscape ornamentals."
- On page 2, under Re-Apply, we deleted "Foliar application to established landscape ornamentals."
- 6. On page 5, we deleted "mosquitoes" from the pest list (see point 12 below).
- 7. On page 5, under Where To Apply, we added "non-flowering" before "ground covering", and deleted "In ant management programs, apply to flower, shrub, or ornamental plant beds where ants may find food or forage."
- 8. On pages 5 & 6, under When To Apply, we added "and" before "lawn", and deleted "and ornamental" in 2 places.
- 9. On page 6, under Ants we revised the verbiage to remove foliar treatments, but adding soil applications to achieve the desired systemic effect. We also deleted "Apply a very light mist of the dilute spray, and do not allow excess run off. Treat thoroughly for good coverage including the underside of leaves as these pests often food or rest there." We also added the soil treatment direction "Broadcast applications to the soil or mulched ground cover in landscape plant beds; for optimal control, do not use less than 2 gallons of dilution per 1,000 square feet."
- 10. On page 6, under Occasional invaders we deleted "For best results, treat infested trees and shrubs early in the season. A single foliar application of this product will kill stink bugs feeding on protected plants for 4 weeks. Tree spraying may require ornamental license check with your local regulator."
- 11. On page 7, under Fleas & ticks we revised the language to delete all foliar treatment directions.
- 12. On page 7, we deleted the Mosquitoes section, because they cannot be treated effectively without foliar treatment.
- 13. On page 12, we deleted bullet point 5; "A single foliar application of this product will kill stink bugs that feed on protected plants for 4 weeks "

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	Applic		esticide - Section				
1. Company/Product Number			Product Manager		Proposed Classification		
432-1449 4. Company/Product (Name)			Eagle	1			
Company/Product (Name) Premise Pro Insecticide					None Restricted		
5. Name and Address of Applicant (Include ZIP Code)			6. Expedited Review. In accordance with FIFRA Section 3(c)(3)				
Bayer CropScience			(b)(l), my product is similar or identical in composition and labeling				
2 T.W. Alexander Dr.		to:	to:				
Research Triangle Park, NC	27709	EPA R	EPA Reg. No				
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Material This Product Will Be Page	kaged In:						
Child-Resistant Packaging	Unit Packaging		Water Soluble Pack	aging	2. Type of Container		
☐ Yes*	∐ Yes		Yes		Metal		
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Jan Brill			Wanager, Registrations		919/549-2421		
Certification					6. Date Application		
I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both				Received			
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Jan Mr	Manager, Registrations						
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Jan Brill	J. 2010	25 September 2013					

Premise Pro Insecticide EPA Reg. No. 432-1449 25 September 2013

Section II Explanation – Continued

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